



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, 12 दिसम्बर, 1987/21 अग्रहायण, 1909

हिमाचल प्रदेश सरकार

परिवहन विभाग

अधिसूचना

शिमला-2, 3 दिसम्बर, 1987

संख्या 6-55/77-परिवहन-II.—मोटरयान अधिनियम, 1939 (1939 का 4) की धारा 63 की उप-धारा 3-क द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए हिमाचल प्रदेश के राज्यपाल महोदय पंजाब, हरियाणा, जम्मू और काश्मीर, हिमाचल प्रदेश राज्य और संघक्षेत्र दिल्ली के बीच किए जाने के लिए प्रस्तावित व्यक्तिकारी कर्तार का प्रारूप उक्त धारा के परन्तुक को अपेक्षानुसार राजपत्र (असाधारण) हिमाचल प्रदेश, तारीख 19-9-87 में सम संख्यांक अधिसूचना तारीख 8-9-1987 के द्वारा प्रकाशित किया गया था जिसमें ऐसे सभी व्यक्तियों से जिनके उन से प्रभावित होने की सम्भावना थी आक्षेप और सुझाव मांगे गए थे,

और नियत अवधि के भीतर किसी भी व्यक्ति से कोई आक्षेप और सुझाव प्राप्त नहीं हुआ था ।

अतः अब हिमाचल प्रदेश के राज्यपाल, मोटर यान अधिनियम, 1939 (1939 का 4) की धारा 63 की उप-धारा 3-ख द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, पंजाब, हरियाणा, जम्मू और काश्मीर, हिमाचल प्रदेश और संघ राज्य क्षेत्र दिल्ली के बीच किए गए संलग्न व्यक्तिकारी के करार के प्रारूप को राजपत्र, हिमाचल प्रदेश में प्रकाशित करते हैं ।

Youth free Zone Reciprocal Agreement for public carriers between the States of Jammu and Kashmir, Punjab, Haryana, Himachal Pradesh and Delhi.

This Agreement made this day of One thousand nine hundred and eighty-seven between Governor of Punjab of the First Part, the Governor of Haryana of the Second Part, the Governor of Jammu & Kashmir of the Third Part, the Governor of Himachal Pradesh of the Fourth Part and the President of India for and on behalf of the Union Territory of Delhi of the Fifth Part.

Whereas by an Agreement dated 11-7-1984 between the parties of the First, Second, Third, Fourth and Fifth parts, the said parties entered into a Reciprocal Agreement with a view to encourage long distance inter-State transport of goods by and between the State of Punjab, Haryana, Jammu & Kashmir, Himachal Pradesh and Delhi on the terms and conditions in the said Agreement contained.

And whereas the said Agreement expired on 31-3-1987.

And whereas by mutual Agreement, the parties hereto have agreed to modify the terms and conditions of the said Agreement dated 11-7-1984 and have decided to enter into an Agreement as herein contained in partial modification of the existing Agreement.

It is now agreed between the above parties as follows:—

(i) That this North Free Zone Agreement shall come into force from the first day of April, 1987 and shall remain valid upto 31-3-1989.

(ii) It may be renewed for such further period as may be mutually agreed to by all the signatories to this Agreement.

(iii) The Transport Authorities of the reciprocating States shall issue any number of public carrier permits valid for the territory of the other States.

(iv) A public carrier operating under the Agreement shall be free to operate without restriction of routes in the Home State whereas while operating in any area in the other States, it shall not pick up or set down goods between any two points lying wholly within the jurisdiction of reciprocal State i.e. in such case public carrier shall be prohibited from carrying of any intra-State business.

(v) No vehicle may be authorised under this Agreement which is more than nine years at any point of time.

(vi) The public carriers plying under this Agreement shall be painted on left and right side of the body with a white circulate disc of not less than 30 cms. in diameter with words "free Zone" in black written on the disc.

(vii) The reciprocation, States shall accord recognition of the token tax, registration certificate, certificate of fitness and certificate of insurance etc. on the Home State in respect of vehicle plying in accordance with this Agreement.

(viii) The goods tax shall be payable at such rate as is applicable in the Home State and to other States at the rate prevailing in that State. The goods tax shall be realised in advance by the Home State in respect of other States through crossed demand drafts and shall be remitted by the Home State to the concerned States.

(ix) All the signatory States shall frame a suitable rule under Section 68 (2) (hh) read with Section 63 (1) to provide that the composite permit so granted shall be valid without counter-signature in the areas of the other signatory States.

(x) A vehicle plying under authorisation issued under the Special Agreement may be stopped and inspected for the purpose of endorsement of the provisions of this Agreement by an officer of the rank of Assistant Inspector of Motor Vehicles or Sub-Inspector of police or any other Officer whose rank is mutually agreed upon by the Signatory States. Such an Inspecting Officer shall issue a *check* report in triplicate, one copy of which shall be served on the person incharge of the vehicle, the second copy shall be sent to the competent transport authority of the Home State and the third copy sent to the competent transport authority of the State concerned. The competent transport authority of the Home State, on receipt of the check report, may take action as he may deem fit.

(xi) For the purpose of this year, the term 'Year' shall be deemed to be a financial year.

(xii) For the purpose of this Agreement, each of the five parties hereto shall be deemed to be a 'State'.

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Secretary to the Government of Punjab,
Transport Department, Chandigarh,
(FOR & ON BEHALF OF GOVERNOR OF PUNJAB).

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Secretary to the Government of Haryana,
Transport Department, Chandigarh,
(FOR & ON BEHALF OF GOVERNOR OF HARYANA).

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Secretary to the Government of Himachal Pradesh Transport Department,
Shimla.
(FOR & ON BEHALF OF GOVERNOR OF HIMACHAL PRADESH)

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(Secretary to the Government of Jammu & Kashmir,
Transport Department, Srinagar,
(FOR & ON BEHALF OF GOVERNOR OF JAMMU & KASHMIR.

()
Secretary Transport, Delhi Administration, Delhi,
(FOR & ON BEHALF OF PRESIDENT OF INDIA).

अदेश द्वारा,
एस० एस० सिद्ध,
सचिव ।

